



that there was nobody at the BYU Law School who was significantly involved in these organizations. We were a brand-new law school, and at some point along the way, it occurred to me that if BYU was to have a place at the leadership table, somebody had to work at it. So when an opportunity came for me to get involved, I said, "I'll take this opportunity and we'll see what happens." It all just sort of came out of that early observation.

C » *Why do you think you were selected so frequently to chair these volunteer committees?*

H » One of the things I noticed was when I became chair, I had already run a whole lot of meetings as bishop and also as stake president. So that Church experience was immediately transferable. Practice helps you know when to let people speak, when to bring things to a close, and when it's time to make a decision and move on. In the Church we do that

all of the time. You do it every Sunday, you do it every Tuesday, and you just do it over and over again and pretty soon it becomes second nature.

C » *After 35 years of volunteer service in legal education and 15 years as dean of the BYU Law School, what are your hopes for the AALS in the next three years?*

H » I don't think the AALS needs a major course correction. I think that the organization has been blessed with strong leadership, it has strong leadership now, and so I don't see a need for big course corrections. What I do see are storm clouds gathering around three things:

① The financial crisis that law schools are now starting to feel: I think there is a significant possibility that financial concerns will become more acute at many law schools and will present some significant challenges for them. And I

think that one place to perhaps provide some leadership is in helping law schools understand that in the financial crisis there will have to be important decisions made by law schools about programmatic changes required in the face of diminished resources while delivering a high-quality educational experience for our students.

② The debt burden that our students are leaving law school with: I think this is a very serious problem. Many, perhaps most, law schools are living off the money their students are borrowing to pay tuition. Many law schools are significantly dependent on the Federal Student Loan Program. The debt burden of many law students cannot be serviced by the earnings they can expect upon graduation. In the next years law students will be graduating into an economic situation where jobs will be more difficult to find and salaries are not sufficient to support the carrying cost of their loans. I believe both law students and law schools will have to learn to live within their means.

③ The push from the universities and accrediting agencies to require an array of "outcome measures": I am gravely skeptical that we know enough now about how to measure outcomes. What we do know is that developing these measures will be expensive. I believe we need to be very careful to avoid a rush to outcome measures.

C » *Is there something you've always wanted to say to the members of the BYU Law School student body, the alumni, and the members of the J. Reuben Clark Law Society?*

H » It has occurred to me over time that my membership in The Church of Jesus Christ of Latter-day Saints has never been a disadvantage to me, ever, in any situation, anywhere. I am not certain how widely felt that view is. I

think especially some of our young people worry: "I'm different, I'm odd, I don't know if I want them to know I am a member of the Church." I've always found it to be an advantage—a huge advantage."

C » *In your life you have been a dean, a stake president, and a volunteer leader in legal education all at the same time. How have you been able to keep it together?*

H » Well, I think that every life experience we have helps shape what we ultimately become in our lifetime. It isn't the case that all of your "becoming" only occurs in the chapel. All of our "becoming" doesn't occur in the classroom, in the office, or at the family reunion. Every experience builds on, becomes part of, and completes the tapestry that we are building into our lives. And so, I have never thought in terms of segmenting my life into family, church, profession, and public service. I have never understood those categories as being independent of each other. I have always thought, "Look, I'm a guy who's trying to do the best I can when I'm called upon, when opportunities come. When the demands confront you, you do the best you can with the job at hand and then you move on." I'm just a guy who grew up in Cache Valley. In Cache Valley you do the job that needs doing when it needs doing. If the ditch breaks, sometimes you leave church and go fix the ditch. If the cows need feeding, you may have to leave something more fun and feed them now. I just haven't seen life in compartments. I think that life is a whole, and you exist in this whole. Life isn't what happens in the ideal. It is what happens day in and day out. You do not partake of life occasionally. We're here and life is here, and we just do the best we can every day and in every situation.

Batting for the Cure

BY MICHAEL GOLDSMITH

I received my death sentence in September 2006 when doctors told me I had amyotrophic lateral sclerosis (ALS), a progressively paralyzing neuromuscular disorder. There is no cure. Commonly known as Lou Gehrig's disease after the Yankee Hall of Famer who died of it, ALS is so uncommon that medical researchers consider it an "orphan" illness—so few people have it that pharmaceutical companies lack financial incentive to invest in finding a cure.

The public also pays scant attention to ALS. (May 2008 was ALS Awareness Month. Who knew?) Public attention and contributions understandably go to more widespread killers like cancer, heart disease, and diabetes.

All this means that ALS patients must seize the initiative for funding research. Of course, the vast majority of ALS patients are too sick and incapacitated to take such steps. I am one of the lucky ones. My neuromuscular decline has been steady, but slow enough to let me lead a reasonably normal life. After holding endless pity parties for myself, I decided—not entirely successfully—to transform myself from victim to ALS funding advocate.

Lacking any fund-raising experience (I've rarely even asked for a pay raise), I took some time off and returned to my childhood roots: the baseball field. While I still had the strength to hold a bat, I attended a Baltimore Orioles fantasy baseball camp. Some might call it Old Man's Little League, but I reveled in what would likely be my last chance to play the game of my youth. And as a lifetime Orioles fan, this particular camp held special appeal to me.

I expected to have a good time. I did not expect to find the

potential solution to my ALS fund-raising problem. But I did.

If Little League makes men out of boys, Orioles camp makes boys out of men. The games were highly competitive, but they were also marked by youthful enthusiasm, pure joy, and moments of compassion. When my teammates saw me struggling to swing a standard bat, they bought me a lighter one that could still generate power (this helped, but often I just missed the pitch faster).

We hung out with former Orioles, most of whom were blue-collar guys thrilled to have made it to the majors. They didn't just give us cursory face time; they coached us intensively and did their best to improve our game. Everyone played, talked, and laughed baseball. Orioles manager Dave Trembley told us how he tried to get thrown out of a game without using cuss words; it wasn't easy, and he succeeded only after calling the umpire a "den mother." There was much more. We also shared life stories, and I learned that I was not the only one battling a terminal disease.

At some point we talked about what Major League Baseball could do to fight ALS, and I realized that next July 4 will mark the 70th anniversary of Lou Gehrig's famous farewell speech at Yankee Stadium. Since his retirement more than 600,000 Americans have shared Gehrig's fate, as medical science has made virtually no progress toward finding a cure. Through the years some players and a few teams have occasionally helped raise funds, but Major League Baseball has never taken comprehensive action against ALS. Defeating ALS will require the same type of

determination, dedication, and drive that Gehrig and Cal Ripken demonstrated when they set superhuman records for consecutive games played. With this in mind, why not make July 4, 2009, ALS-Lou Gehrig Day? Dedicate this grim anniversary to funding research for a cure; every major- and minor-league stadium might project the video of Gehrig's farewell, and teams, players, and fans could contribute to this cause. An event of this magnitude has the potential to raise millions, dwarfing the relatively scant sums that ALS walks, rides, and similar small-scale efforts have produced.

To this day Lou Gehrig is still named in some polls as the greatest player in baseball history; by all accounts, he also had a reputation

for uncommon decency. His legacy for greatness will live forever, but it's time to end the heartbreaking legacy of the disease that bears his name. Major League Baseball can help make that happen.

Of course, this is just a distant dream of a single ALS patient who played baseball every day of every summer growing up. I now look to the game of my youth to help give me and others like me a chance for life.

This article was published in the November 10, 2008, issue of Newsweek magazine.

Michael Goldsmith is the Woodruff J. Deem Professor of Law at the J. Reuben Clark Law School at Brigham Young University.



Susan Cohen

EXTRA! EXTRA!

Michael Goldsmith's efforts to help battle amyotrophic lateral sclerosis (ALS), known as Lou Gehrig's disease, made the front page of the *New York Times* on February 2, 2009. See "Baseball to Focus Attention on Gehrig's Disease," <http://www.nytimes.com/2009/02/03/sports/baseball/03vecsey.html?emc=eta1>

In his November 2008 *Newsweek* article, the BYU law professor—who has a slower version of ALS—challenged Major League Baseball to publicly take on the killer disease this July 4, the 70th anniversary of Gehrig's immortal "luckiest man on the earth" speech. Baseball commissioner Bud Selig responded to Goldsmith's appeal, and now MLB has joined efforts with four ALS organizations.

Image from House Industries



**W. Cole Durham Jr.
Honored with International
First Freedom Award**

W. Cole Durham Jr. was given the 2009 International First Freedom Award for his advocacy of religious freedom by the First Freedom Center on January 15 in Richmond, Virginia, in conjunction with National Religious Freedom Day.

Each year, the First Freedom Center acknowledges an international, a national, and a Virginia-based recipient for advancing freedom of conscience and basic human rights.

The First Freedom Center has sponsored the annual First Freedom Awards for 15 years. Past recipients include Madeleine K. Albright, former U.S. secretary of state; Garry Wills, Pulitzer Prize-winning author; Tony Blair, former prime minister of Great Britain; Václav Havel, former president of the Czech Republic; M. Farooq Kathwari, chair and CEO of Ethan Allen Inc. and founder of the Kashmir Study Group; and the Honorable Richard C. Holbrooke, chief negotiator of the Dayton Peace Accords and U.S. ambassador to the United Nations.

Durham is the Susa Young Gates University Professor of Law and director of the International Center for Law and Religion Studies. He is a graduate of Harvard College (AB 1972) and the Harvard Law School (JD 1975).



**Dennis Sears Elected Chair
of AALL Section**

Senior law librarian Dennis S. Sears was named chair of the Foreign, Comparative, and International Law Special Interest Section of the American Association of Law Libraries.

Sears began working at the BYU Law Library in 1988. The library was expanded—doubling its floor space—and named the Howard W. Hunter Law Library in 1995. Currently the associate director for legal research instruction at the library, Sears received his JD degree from the J. Reuben Clark Law School in 1985.



**Brett Scharffs Named to
International Center for Law
and Religion Studies**

Brett Scharffs has been appointed as associate director of the International Center for Law and Religion Studies at the J. Reuben Clark Law School. He will have particular responsibility for Asia, drawing on his background in both religious liberty and Asia, and will assist in the academic work of the center.

Professor Scharffs joined the law faculty at Brigham Young University in 1997. He holds a bachelor's and a master's degree from Georgetown University, a bachelor's of philosophy from Oxford University (Rhodes scholar), and a juris doctorate from Yale University. He practiced law at Sullivan & Cromwell in Washington, D.C.



**Kristin Gerdy Receives
Fellowship**

Kristin Gerdy, law professor and director of the Rex E. Lee Advocacy Program, has won the R. Wayne Hansen Teaching and Learning Faculty Fellowship. The term of the fellowship is three years beginning fall semester 2008, providing a salary stipend and a research grant for each year of the fellowship.

Gerdy joined the J. Reuben Clark Law School faculty in 1995 as a reference librarian and legal research professor after graduating from the Law School that year. She teaches introduction to advocacy, introduction to legal research and writing, and advanced appellate brief writing.

IN REMEMBRANCE

James E. Sabine, Visiting Professor

James Edward Sabine, 99, passed away December 24, 2008, in Salt Lake City. He taught at the J. Reuben Clark Law School as a visiting professor from 1976 to 1990. » A dedicated student, James attended LDS High School and graduated from the University of Utah as valedictorian of his class. He attended Harvard Law School for two years, but the effects of the Great Depression prevented his return to Harvard for his final year of law school. He later obtained his law degree from Boalt Hall School of Law at the University of California, Berkeley. » James had a distinguished career as an assistant attorney general for the state of California. Following his retirement he taught at BYU Law School, during which time he was a charter member of the first Inn of Court to be established in America.



JRCLS Strong in Judicial Clerkships

The J. Reuben Clark Law School has a strong showing of federal and state judicial clerkships this year. Recent rankings place the Law School among top schools for both United States Supreme Court justices and federal appellate judges. According to a study by University of Chicago law professor Brian Leiter (http://www.leiterrankings.com/jobs/2000_o8_scotus_clerks.shtml), BYU Law School is ranked 13th in the nation for the number of BYU graduates hired as clerks by United States Supreme Court justices since 2000.

"Employers, including judges, who hire BYU graduates love them because they are mature and responsible and have excellent research and writing skills, thanks to our great Rex E. Lee Advocacy Program," said Beth Hansen, director of the BYU Law School career services. "If we can get a graduate into chambers, judges will want to hire other BYU graduates because of their good experience."

According to Lisa Sun, associate BYU law professor and chair of the clerkship committee, judicial clerkships provide a strong investment in the future.

"Spending one or two years clerking—at any court—after law school is a great investment that will pay dividends throughout one's legal career," Sun said. She clerked for Associate Justice Anthony M. Kennedy, u.s. Supreme Court, and for Judge J. Michael Luttig, u.s. Court of Appeals for the Fourth Circuit.

Law school graduate Blake Bertagna, '06, after two years of practicing trademark and copyright law for a firm in Washington, D.C., is now clerking for u.s. District Court Judge Robert Clive Jones in Las Vegas, Nevada.

"You learn a lot," Bertagna said. "You definitely learn a lot about the rules of procedure. In law school you have civil procedure class and go through rules, but they don't make much sense until you see and participate in them. Even in a law firm, you're not exposed to the breadth of civil procedure."

Clerking also provides students with opportunities to increase their writing, research, and analytical skills. Because the general role of a clerk is to help the judge make the right decision, clerks spend most of their time researching both sides of the legal argument. After their

research they write a memo to the judge with a recommendation of how the judge should rule.

"Judicial clerkships are probably the most valuable legal experience a young attorney can have. . . . It's a lot of responsibility, and it's cool to help a judge with such important cases," Bertagna said.

In preparing memos clerks learn the traits of a successful argument. "Clerks get an inside look at what makes legal advocacy effective (or ineffective) and what kinds of legal arguments persuade judges or juries," Professor Sun said.

Kelley Marsden, '06, who is currently clerking for Judge J. Clifford Wallace of the u.s. Court of Appeals for the Ninth Circuit, noted that one of the greatest challenges of clerking is the task of distinguishing between right and wrong.

"Many of the cases we get are quite complex and present difficult questions. I thought that it would be very clear in most cases whom the law should favor. There are a lot of really close questions . . . , and reading the parties' arguments and analyzing the current state of the law is often quite challenging. I expected things to

be black and white, but often it's not that easy," she said.

Students' education, careers, and sense of good judgment are shaped by such close contact with an appointed judge. Bertagna remembered something a judge said to him last year about clerking: "Our clerks are like family to us. Fifteen years later, we're still in touch with our clerks."

Judges can help students apply for and secure prestigious jobs in the government and universities. Of this relationship and speaking from personal experience, Professor Sun added that "working closely with distinguished jurists also helps new lawyers learn good judgment—a skill that is difficult both to teach and to learn in law school."

Bertagna particularly values this relationship. "Every day you get to talk with a judge. You get to pick his brain and see how he approaches cases," he said.

Marsden agreed that clerking has great benefits. She said, "I was a corporate lawyer and intend to return to corporate law, but from a purely intellectual standpoint, I'll be glad to have this year. I'll learn more here than during any other year."

Class Notes

E-MAIL YOUR PROFESSIONAL NEWS TO
copel@lawgate.byu.edu

The spring issue of the Clark Memorandum publishes news of the graduates of the J. Reuben Clark Law School. Due to space constraints it is not always possible to publish every submission for the class notes.

CLASS OF 1976

Lawrence E. Corbridge was called to the First Quorum of the Seventy in April 2008. As a young man, he spent his summers on a ranch in Idaho. While a missionary in Argentina, Elder David B. Haight asked him what he was going to do afterwards. When he said ranching, Elder Haight offered a different career path: “You should be a lawyer. The Church needs honest lawyers.” Those words planted in his mind a seed that was not there before. Lawrence returned to BYU and eventually entered the charter class at the J. Reuben Clark Law School. **Jeffrey R. Young** shifted his practice to estate, financial, and retirement planning five years ago. Through his unique business model in Charter Financial Resources LLC, clients find in one place an attorney, a CPA, a life- and health-insurance expert, a long-term care specialist, a Chartered Financial Analyst (money manager), a Certified Market Technician, and two general financial advisors.

CLASS OF 1977

Casey Christensen resides in Vienna, Austria, where he serves as the political and economic counselor at the U.S. Mission to the Organization for Security and Cooperation in Europe. His previous diplomatic assignments include Sweden, Ukraine, Vienna-OSCE, Bolivia, France, and Guatemala. He and his wife, Margie, are the parents of 10 children. **Robert Dennis** is CEO of Foundation Partners LLC, a company focused on the development of fitness sites for clients throughout the country, and lives in San Diego. He started a company called Deseret Educational Foundation, a nonprofit entity whose primary mission is to develop educational curriculum for developing populations. **Stephen Dunn** was appointed as a district judge for the Sixth Judicial District in southeastern Idaho, effective October 2, 2008. **Larry Holdaway** is a contract administrator for Northrop Grumman Corp (22 years), relocating to Oklahoma City (Tinker Air Force Base) last year after having worked at Hill Air Force Base in Ogden, Utah, for six years. **Von Packard** started general law practice in San Jose, California, with two other attorneys under the name of Hunter Peterson & Packard. Two years later he joined his brothers in the law firm of Packard & Packard, focusing on construction litigation for four years, then on personal injury practice for the following nine years. Von and his wife were called to preside over the Chile Santiago North Mission from 1993 to 1996. Upon returning, the firm resolved the largest government nonintervention case in history: \$55 million against Hercules Rocket Motor Company. In the meantime, it had settled another False Claims Act case for \$88 million. Since 2000 the firm has settled class actions for a value of over \$1.5 billion and several other False Claims Act cases, continuing to work jointly with the Department of Justice to ferret out and prose-

cute fraud around the country. Packard & Packard is currently the second largest False Claims Act-dedicated law firm in the nation.

CLASS OF 1978

Timothy Burton Anderson recently published his second political thriller novel, *Too Close to Kill?* The book is a fictional look at a plot to “fix” the U.S. presidential election. His prior novel, *The Reign of the Stavka*, another political thriller, involved the return of communists to power in Russia. **Denton M. Hatch** worked for 15 years in a Salt Lake City firm doing insurance defense work. For the last 15 years, he has been in solo practice in Spanish Fork, Utah, doing municipal work, plaintiff’s work, and estate planning. **Richard E. Winder** is currently the deputy director and finance manager of the Michigan State Bar Foundation. He presented “Finding the Invisible Hand: From Invisible Hand to Hand in Hand,” a paper on the concept of relational economics that he coauthored with Lindon J. Robison at the 2008 World Conference on Quality and Improvement.

CLASS OF 1979

Lynn Grebe has been serving as the South Texas regional welfare specialist, working with seven stakes in the Houston area. His oldest daughter and son-in-law are both attorneys in Austin, and his oldest son is in medical school. **Brett London** is currently serving as a California superior court judge in Newport Beach. He is an adjunct constitutional law professor and teaches the course Religion and Law. He and his wife, Donna, have six children and six grandchildren. **Jay Pimentel** will preside in the Berlin Germany Mission for the next three years, beginning in July 2009. He has worked for 20 years with a law firm in the San Francisco Financial District and for 10 years as in-house counsel at TriNet in San Leandro, California. **Myrna South** practiced law in Idaho for several years and married Vaughn North, patent attorney and member of the Mormon Tabernacle Choir, in 2004. Currently, they are serving a mission in San Diego, teaching institute and directing the institute choir. **Curtis Taylor** is president and CEO of Grand Valley Bank, which also does business as Heber Valley Bank. The bank has seven locations: three in Utah and four in western Colorado. He and his wife, Mary, live in Heber City, Utah. They have seven children, six of whom are married and 19 grandchildren.

CLASS OF 1980

Art Edgson returns this summer for his fifth training camp with British Columbia’s football team, the BC Lions. He played alongside Wally Buono at Idaho State University and with the Montreal Alouettes when they won a Grey Cup in 1974. Art also served as a guest coach with the Calgary Stampeders from 2001 to 2003. He has enjoyed a successful practice in Vancouver since 1980. **James N. McCormick** will be returning home to Hawaii to work for the U.S. Navy at Pearl Harbor, reporting in mid-February 2009. He served for 35 years with the Air Force (20 years on active duty and 15 years as a civilian employee). **William Monahan** became a solo practitioner in July so that his previous law firm could refer more business. His youngest son is serving a mission; now William and his wife are empty nesters in Gilbert, Arizona. **M. Gay Taylor**, general counsel to the Utah legislature, retired on May 30, 2008, after 25 years with the Office of Legislative Research and General Counsel.

CLASS OF 1981

Bob Herrick served as president of the City Attorneys Department of the League of California Cities after being elected by fellow city attorneys. He previously served as a vice president for two years. **Ron Madson** is practicing law with his son and daughter-in-law, Joshua and Cheryl Madson, in Alpine, Utah, handling mostly civil matters with a primary emphasis on personal injury. Currently, Ron and his son contribute antiwar essays monthly to the *Mormon Worker* newspaper. **James Stewart** practices law in Salt Lake City at Ballard Spahr Andrews & Ingersoll LLP, a large national firm with a regional office of about 40 attorneys in Salt Lake City. James is a labor and employment attorney, as well as a general litigator. He loves art and paints in oils and watercolors, occasionally selling a painting. He has been president of the charitable organization Utah Lawyers for the Arts, which provides free or low-cost legal services for low-income Utah artists. **Stephen A. Van Dyke** was reelected to the Utah State Board of Judges in September of 2008. Judge Van Dyke is a past chair of the board and has served for more than 16 of the last 23 years as a member. The board is the policy-making body for the state juvenile courts. He has also served one term on the State Judicial Council, and as a member of various state task forces, including the Children at Risk Task Force and the State Court Facilities Task Force.

CLASS OF 1982

Kurt Krieger has returned to the United States and joined Huntsman Gay Global Capital, a new private equity firm, as in-house legal counsel after completing five and a half years of service as an international legal counsel for the Church in Africa and Mexico. **Vernon F. “Rick” Romney** was appointed the first judge of the Provo City Justice Court in April 2007, taking the bench in July 2007, after serving in the Provo City Attorney’s Office for 22 years, most of the time as lead city prosecutor.

CLASS OF 1983

Alain C. Balmanno has moved to a larger firm, starting the new year with Christensen & Jensen in Salt Lake City, after 17 years with the Army JAG, five years with the Utah attorney general, and almost four years with Hutchings Baird Curtis & Astill, a small law firm in Sandy, Utah. **Stephen J. Dahl**, justice court judge in North Las Vegas, was the recipient of the J. Reuben Clark Honored Alumni Award for 2008 for his service to the profession. **Mark Davis** plays guitar and Irish drum in a family Celtic band called FiddleSticks and has released eight CD recordings. In his spare time he practices international trade law in Washington, D.C., all the while living in Orem, Utah. He also teaches international arbitration at the J. Reuben Clark Law School and coaches the BYU international moot court teams. **R. Clyde Parker**, of The Woodlands Winstead office, has been named the chair of the board of the South Montgomery County Woodlands Economic Development Partnership, just north of Houston, Texas.

CLASS OF 1984

Craig G. Taylor has joined the Boise law firm Belpap Curtis & Williams PLLC after serving for several years as vice president, corporate secretary, and associate general counsel of Washington Group International, Inc.

CLASS OF 1985

Marvin D. Bagley was appointed to fill a Sixth District Court vacancy in Utah. He has

been the county attorney for both Piute and Wayne counties.

David Blackwell just began his 15th year as the elected Emery County attorney (Utah). His wife, Natalie, was recently called to sing with the Mormon Tabernacle Choir. They are the parents of four grown children and have two grandsons as well as a granddaughter on the way.

Frederick Judd currently works as the vice president of finance and general counsel for Candelis, Inc., a relatively small, Irvine, California-based medical device manufacturer. His hobby and second job is “their finding”—locating heirs for estates through genealogical research. Using the LDS Family History and Ellis Island records, a Polish neighbor translator, and other resources, Fred recently assisted some 15 people from around the world in the recovery of the estate of a Holocaust survivor.

James R. Pratt has been partner in the firm Graham, Builder, Jones, Pratt & Marks in Winter Park, Florida, for several years. As of January 1, 2009, the firm merged with Burr & Forman LLP, a law firm out of Birmingham, Alabama, with offices in Birmingham, Montgomery, and Mobile, Alabama; Atlanta, Georgia; Nashville, Tennessee; Jackson, Mississippi; and Winter Park, Florida. James has served as stake president of the Orlando Florida Stake since April 2001.

Jared O. Smith is back in Safford, Arizona, where he began his legal career. Sometime in the murky past, he served one term on the Arizona State Bar Board of Governors. He is currently on the board of the Mountain Meadows Association. He is the father of seven children.

CLASS OF 1986

Dean Ellis is in solo practice in a home office, working primarily on adoptions. He is married and has three children: one is married and living in Virginia; two are in college in Utah. **Cornell Evans** is a lieutenant colonel in the Air Force Reserve JAG Corps. He has been sent all over the world prosecuting courts-martial and other legal matters. Last summer he was the legal voice for the Air Force when it prevented a presidential candidate from using a proposed stopover at Ramstein Air Base, Germany, as a campaign appearance. A recent highlight was a four-month tour of duty in Washington, D.C., and Guantanamo Bay, Cuba, preparing the prosecution cases of certain “high interest” detainees for trial before the military tribunal. **Larry Jenkins** was elected to the board of trustees of the American Academy of Adoption Attorneys (AAAA), an elite group of about 300 adoption attorneys nationwide. Entry into AAAA is by invitation only, after a rigid application and peer review process. The academy is recognized nationally as a leader in advancing adoption law and policy. **Kirt Naylor** has served pro bono as attorney for Guardian Ad Litem volunteers in child protection cases for the past 20 years and was honored for his service with the Idaho Law Foundation Pro Bono Award. He currently serves as chair of the Idaho Governor’s Task Force on Children at Risk, addressing statewide review and improvement of the legal systems affecting neglected and abused children. **Kevin Stolworthy** is co-chair of the litigation department of Jones Vargas in Las Vegas, Nevada. In 1996 he cofounded the “I Have a Dream” Foundation in Las Vegas, Nevada, sponsoring 65 at-risk children who lived in the Weeks Plaza, a federal housing project, and promising them scholarships if they would stay out of trouble, get good grades, and graduate from high school. The foundation also provides an after-school program through its three employees and several consultants. Many of those children are now attending college.

Mark S. Webber has been named state manager for Nevada and Utah for the First American Title Insurance Company. He has been the Utah manager since 2004 and will now cover both states.

CLASS OF 1988

Steve Averett of the Howard W. Hunter Law Library has published his free resource book containing Utah's latest versions of marriage and divorce laws and codes. The book has served the local communities for the last 10 years making the search for changes in the laws more accessible.

G. Paulo Bangerter is the chief legal officer of Unicity International, Inc. He is married to Jalayne Garlick, and they have seven children: two daughters and five sons.

Charles Centinaro has been appointed director of New Jersey's Office of Attorney Ethics. He previously served as the director of juvenile defense services for the Office of the Public Defender. Charles is also the president-elect of the Hispanic Bar Association of New Jersey, for which he has served as treasurer.

CLASS OF 1989

Carl Britsch was recently appointed as senior vice president of Human Resources for Iberdrola Renewables (renewable energy located in Portland, Oregon). Carl recently left Loomis AS (cash transportation) after four years as the head of Human Resources in the United States.

Christopher A. Newton, Vigo County Superior Court Division Four judge in Terre Haute, Indiana, recently completed his two-year appointment as chief judge of the Vigo Superior Courts and a three-year term as president of Indiana's District Seven Pro Bono Corporation. He was reappointed last year by Indiana Chief Justice Randall Shepherd to a second three-year term on the state's Protection Order Committee. Chris is a frequent presenter of protection orders at Indiana's judicial and clerk conferences.

Clifford J. Payne recently returned to the law firm Strong & Hanni, where he had clerked during law school and spent his first three years of practice as an attorney. He previously worked at Nelson, Chipman & Payne for 16 years, serving as the president of that firm. He continues to do mostly civil litigation defense work and has served as the president of the Utah Defense Lawyers Association. His twin daughters are planning to graduate this year from the University of Utah; his oldest son will graduate from high school; and he and his wife are still enjoying the last of the grade school years with their two youngest sons.

CLASS OF 1990

Dana E. Morris has given up the perils and pitfalls of a law partnership and has struck out on his own. He is now found in Las Vegas, Nevada, at the law offices of Dana E. Morris, Ltd. He has recently been appointed as a district court judge pro tem and presides over Clark County District Court civil jury and bench trials of one-day duration or less. Additionally, he continues to sit as a justice court referee, having been initially appointed to that position in 1999, and is also an arbitrator. Occasionally he finds a little time to practice law. Five of his eight children are now married, and he currently has nine grandchildren.

Jini Roby is currently in Cambodia with UNICEF to help set up a system of placement, review, and permanency planning for children whose families cannot raise them. She was chosen from among international experts due to her prior experience in other countries.

Mark V. Withers is the deputy attorney general in the Division of Human Services, Region VII, of the Idaho Office of the Attorney General. He

provides legal services to the following divisions and state offices in a nine-county region in Idaho: Regional Director, Family and Children Services; Medicaid; Self Reliance/Welfare; Behavioral Health; and Child Support Enforcement.

CLASS OF 1991

Mike Bothwell has recently welcomed Julie Bracker and Sara Vann as partners at his law firm, which is now named Bothwell Bracker & Vann. The firm, which originally opened in 1996, continues to do only one type of law: False Claims Act cases, and is a national practice from California to Florida to New York.

David Brinley and his family are enjoying life back in North America. David is general counsel to the Royal Dutch Shell companies in Canada, based in Calgary, Alberta. The Canadian posting follows Shell legal management assignments in Singapore, Holland, Tokyo, and London. David's oldest son, Darin, entered the MTC on December 31 bound for Tokyo. This is the first opportunity for their four children to live in North America and Canada. They expect another year or two in Calgary.

Craig Dallon is the associate dean for Academic Affairs and a professor of law at Creighton University School of Law in Omaha, Nebraska. He teaches torts, trademarks, copyrights, and professional responsibility.

Matt Harmer moved back to the Salt Lake area in the fall of 2006 after five years in San Diego. He is vice president and general counsel of Blue Source LLC, which holds the largest portfolio of North American-based greenhouse gas offsets and develops carbon sequestration, or carbon capture and storage systems.

Dan Lewis has been elected to the Management Committee and as president of Hatch, Allen & Shepherd, PA—where he has worked for the past 17 years—in Albuquerque, New Mexico. He also serves as the chair of the Albuquerque Chapter of the Law Society.

Shane Reed is still a solo practitioner in Oregon and expecting his eleventh child. He recently sued a child molester civilly and as a result has received death threats from the incarcerated offender.

Rob Vail practices in Boise, Idaho, and has three sons.

CLASS OF 1992

Steve Baldridge received the 2008 Service Award at Southern Virginia University, where he is an associate professor of politics and education. After completing his undergraduate work at Washington & Lee, he earned a law degree and a PhD in educational leadership at Brigham Young University.

Gregory B. Butters and his wife, **Tracey Reynolds Butters**, '93, are living in Shanghai, China, after both practicing law in California. In May 2003, Greg was hired to open the Chinese office of Orbit Irrigation, a North Salt Lake City-based company.

Christopher Chaney has accepted a position as deputy director in the U.S. Department of Justice, Office of Tribal Justice, in Washington, D.C., where he works on law enforcement, judiciary, corrections, and other criminal justice issues pertaining to Indian communities throughout the U.S.

Darin Todd Judd was called as the new state president of the Napa California Stake on August 24, 2008. He is an attorney and partner at Lippenberger, Thompson, Welch, Soroko & Gilbert.

David W. Neuman was appointed as the assistant United States trustee for the District of Idaho overseeing the federal bankruptcy system in Idaho on January 20, 2008. Prior to this appointment he served as a trial attorney for the United States Trustee Program in Tulsa, Oklahoma.

Rick Varner is currently serving his second term on the Judiciary Committee of the Orange County Bar Association and also serves on the board of

directors of the Orange County Chapter of the J. Reuben Clark Law Society. In addition to his other professional associations, Rick is a master in the Warren J. Ferguson American Inn of Court, where he has served on its executive and nominations committees, and as team leader, moderator, and program panelist. Rick is the widowed father of three children and continues his business litigation practice, representing both domestic and international clients in federal and state courts.

CLASS OF 1993

Tracey Reynolds Butters and her husband, **Gregory B. Butters**, '92, are living in Shanghai, China, after both practicing law in California. In May 2003, Greg was hired to open the Chinese office of Orbit Irrigation, a North Salt Lake City-based company.

David S. Doty is superintendent of the newly formed East Jordan School District in Sandy, Utah, having formerly served as the assistant commissioner and director of Policy Studies for the Utah System of Higher Education.

Lorena Rizzo Jensen was recently appointed to the Board of Trustees of the University of Utah Hospitals and Clinics.

Richard Smurthwaite practices in Bountiful, Utah, with Hutchison & Steffen, a Las Vegas firm. His wife, Lisa, passed away in early 2007. At the end of that year, he married Pamela Anderson. She adds her two sons to his four.

CLASS OF 1994

Ryan J. Earl practices law in Reno, Nevada, and was recently certified as an Elder Law Attorney by the National Elder Law Foundation.

Lorie Fowlke was recently reelected to her third term as a state legislator at the Utah House of Representatives. She represents Utah State House District 59, which is most of north Orem. Currently, Lorie serves as chair of the House Judiciary Committee and also as a member of the Utilities and Technology Committee and the Public Education Appropriations Committee. Lorie still practices law in Provo with the firm of Scribner & McCandless PC. Four of Lorie's six children are now married, and she has three grandchildren. Her two youngest sons are serving missions in Uruguay and Massachusetts.

Ken Meyer was reelected in November 2008 to serve a four-year term as state attorney for Lake County, South Dakota. Ken, his wife, Casualene, and their six children enjoy living in Lake County's county seat, the City of Madison. **Shayne Jay Young**, Grammy Award-winning vocalist and a partner at the law firm of Marquis & Aurbach, has released the gospel music CD *One More Stone*.

CLASS OF 1995

Larry Meyers was a Utah delegate to the Republican National Convention in St. Paul, Minnesota, and will be celebrating his five-year anniversary as a solo practitioner in July 2009.

Kathleen Phinney practiced in Utah for several years and is now the managing attorney for a personal injury firm in Tacoma, Washington. Her six children are grown, and five of them are in college.

Keith Woodwell has been appointed as the new director of the Utah Division of Securities, effective June 30, 2008.

Michael Zhang has the law offices of Michael J. Zhang in the City of Industry, California.

CLASS OF 1996

Darin Christensen is a shareholder in the Portland office of Bullivant, Houser, Bailey PC, a West Coast regional law firm. Darin's legal practice focuses on taxes, business transactions, and estate planning. **Mel Cook** works in downtown Salt Lake City in the firm of Nelson, Cook, & Taylor, focusing

primarily on family law, workers compensation, and disability rights.

Paul Johnson was involved in a presidential campaign this year, working on the ground as a volunteer in both the Iowa and Nevada caucuses. He returned safely from Afghanistan and his deployment to Operation Enduring Freedom. Paul served primarily as an embedded tactical trainer to the Afghan National Army, helping them to implement their new legal code. Paul's wife, Amy, and their five children are glad to have Paul home. He has returned to private law practice at the Provo law firm of Esplin|Weight.

Robert Kerr has opened his own practice in Oregon City, leaving his downtown Portland firm (and the commute). Robert's practice continues to focus on closely held business and real estate matters.

T. James Lee is a board-certified trust and estate specialist and a director of the regional, Phoenix-based law firm of Fennemore Craig, PC. **Violetta Volovnikov Milnov** is working at Krauss and Krauss in Encino, California, doing family law and civil litigation. She is married and has a son and a daughter.

Matthew Lynn Mitton became a shareholder at Jones, Waldo, Holbrook & McDonough in September 2006. His practice focuses on estate planning and wealth management. He and his wife, Andrea, have five children.

Todd Weiler's boutique litigation firm merged with the Salt Lake office of Dorsey & Whitney LLP in 2007. Todd went from a firm with seven attorneys to a firm with almost 700 (with offices all over the world). The change has been a good one, and Todd is now working with **Sam Gardiner** from the Class of 1997. Todd is also serving as the chair of the Davis Chamber of Commerce and as the vice chair of the Utah Republican Party.

CLASS OF 1997

Jerry Dunlap is leaving Washington, D.C., for Germany. He has accepted a position as primary legal advisor within the command of the Judge Advocate General's Office. He just completed a stint in Army litigation in the Washington, D.C., JAG, where his duties were primarily defending the Army against lawsuits and policy challenges and defending the court-martial process against military prisoners.

Don Garner was recently promoted to lieutenant colonel in the United States Air Force Reserve JAG Corps after being in the military for nearly 18 years. He served during Desert Storm as a mental health officer. (He is also a licensed clinical social worker.) Afterwards, he transferred to the JAG Corps and as a captain worked in military justice for over 10 years at Nellis AFB in Nevada and as a major in the 59th Medical Wing of Wilford Hall Medical Center, Lackland AFB, Texas.

Andrea Bachman Mitton is an attorney for Workers Compensation Fund. Her focus is on employer liability and subrogation. She and her husband, Matthew, have five children.

Jamie Swink was appointed as Interim Cache County attorney on January 13, 2009. He has been the county's chief civil deputy.

CLASS OF 1998

Jeremiah Morgan has been named counsel at the international law firm of Bryan Cave LLP, effective July 1, 2008. He is a member of the Appellate, Commercial Litigation, and Labor and Employment Client Service Groups. He has experience in appellate advocacy as a former appellate clerk for the United States Court of Appeals for the Eighth Circuit, having briefed and argued cases in state and federal courts of appeals. Jeremiah also has an active litigation practice in both state and federal trial courts in several jurisdictions, successfully trying cases in both Kansas and Missouri.

Amy Wilson practiced law in California as a prosecutor with Orange and San Mateo Counties after graduation. She lived in Las Vegas for a couple of years after her husband, Scott (BYU, BS 1997), finished dental school. She practiced “mommy law” at home with her three boys for five years, then moved to Arizona, where she worked as a prosecutor for the Maricopa County Attorney’s Office. She now works as a pro tem judge in the Maricopa County Justice Courts.

CLASS OF 1999

Melanie McLean Kennedy relocated her family to Redmond, Washington, in January 2009 for her husband’s job with Microsoft. She continues to work at MarketStar Corporation in Ogden, Utah, and will commute.

Steven G. Loertscher recently earned an LL.M. in environmental law from The George Washington University Law School, graduating with highest honors. An Air Force judge advocate, he is currently the environmental liaison officer assigned to Air Education and Training Command, Randolph Air Force Base, Texas.

CLASS OF 2000

Liz Romney Bird ran a home-based estate planning practice until her family moved to Oxford, England, because of her husband’s schooling. While there, she taught classes in American-style cheerleading, training over 100 students who performed at community events, and was interviewed for the BBC. Returning soon to Indianapolis, Indiana, she will begin another limited estate planning practice along with raising four children.

Jennifer E. Decker is of counsel in the Salt Lake law firm of Fabian & Clendenin. She practices primarily in the area of probate and estate planning. Jennifer has three children.

Joe Hardy joined the national law firm of Gordon & Rees in October 2008. He is a partner in its Las Vegas office.

Eric Myers is in Fresno, California, as in-house counsel for MuniServices LLC.

Lindsey Cottam Nelson practiced civil litigation in California before getting married. She then practiced in Iowa, working in-house for a large company while her husband attended medical school. After the birth of twin boys, she quit work to stay home with them. Her husband’s medical residency then took them to North Carolina for three years and then to Arizona for more training. They recently had a third boy.

Rick Rambo has been named vice president of clinical services to Omniflight Helicopters, Inc., a national provider of air medical services. He is responsible for all clinical operations for the company.

Kevin Stinger has recently taken a position as associate in-house patent counsel at Bard Access Systems, a medical device company located in Salt Lake City. Prior to working with Bard, Kevin was an associate at the intellectual property law firm of Workman Nydegger, also located in Salt Lake City. Kevin, his wife, Kimberly, and their six children reside in Farmington, Utah.

Kimberly Mantz Swallow serves on the boards of directors of Serving with Smiles-Children Saving the World and the Live Well Foundation charities. She is working part-time for her former law firm, MacArthur, Heder & Metler PLLC and is looking forward to assisting with the creation of a medical clinic in the remote village of Huilloq, Peru, this summer. Kimberly lives in American Fork, Utah, with her husband, Ben, and three children.

Cristian Turriani has been appointed CEO of Calypso Wireless, a cell phone company that converts voice to text and visa versa and also does wireless conversions.

CLASS OF 2001

Karin Schambeck Briggs works full-time in Los Angeles for the law offices of William Ross, representing various municipal entities and fire districts. In September 2008 she gave birth to a son, her first child.

Drew Briney performs juggling at the Timpanogos Storytelling Festival. He practices law in Spanish Fork, Utah.

Greg Dyer recently started with Stephens Friedland LLP in Newport Beach, where he continues a civil litigation practice. In addition to this recent work-related change, he also celebrated the birth of a third child (and first girl) on September 29, 2008.

CLASS OF 2002

Jon Eskelson works for the Department of Defense Office of General Counsel, litigating on behalf of the government’s habeas cases arising from Guantanamo Bay.

Peter C. Schofield was recently named shareholder at the law firm of Kirtan & McConkie, which maintains offices in Salt Lake City and Orem, Utah. He practices in the Orem office and is a member of the business litigation section of the firm. Peter focuses his practice on general commercial and real estate litigation.

CLASS OF 2003

Ruben Arredondo served as staff attorney for six second district judges after graduation. He then opened a practice in Utah County focusing on employment, construction, and commercial litigation and now is legal counsel for the state of Utah’s Public Service Commission.

Chad Balfanz is an active duty Army officer currently assigned to the United States Military Academy at West Point, New York, as an assistant professor teaching constitutional and military criminal law to seniors and juniors. Prior to this assignment Captain Balfanz was a defense counsel representing soldiers accused of crimes at courts-martial.

Matthew Bell spent five years in the Department of Justice’s Dallas field office. He has helped to open a new branch of the United States Attorney’s Office in St. George, Utah.

Douglas R. Larson has recently joined Southern Utah University as the executive director of the Michael O. Leavitt Center for Politics and Public Service. Larson comes to suu from the Salt Lake City law firm of Manning Curtis Bradshaw & Bednar, where his practice focused on education law, labor and employment law, administrative law, and commercial litigation.

CLASS OF 2004

Shima Baradaran-Robison has been appointed to serve as a J. William Fulbright scholar through the U.S. Department of State to research and lecture on criminal reform issues in Malawi in 2008–09. She is leaving her position as a litigation and intellectual property attorney at Kirkland & Ellis LLP in New York in August 2008.

David Dibble began practicing in the litigation section at Ray Quinney & Nebeker in Salt Lake City following a judicial clerkship with Judge Dee Benson at the U.S. District Court in 2006. He has since moved into the firm’s employment section, where he is involved in litigation and advising clients with respect to employment issues.

Buster Driscoll is with Smith, Driscoll & Associates PLLC in Idaho Falls in a general civil litigation practice, principally commercial, with some municipal.

Jared Hawkins, a JAG in the U.S. Air Force, returned in February from a six-month deployment to Baghdad, Iraq, where he served as a

legal advisor to the Combined Review and Release Board (CRRB). The CRRB is a board of coalition and Iraqi members who evaluate the security risk posed by individual detainees and recommend their release or continued internment to coalition authorities. Jared, his wife, and four sons have been reassigned to Mountain Home Air Force Base, Idaho, in July 2008.

Carolyn Howard-Morris is currently an associate professor in the Legal Studies Program at Utah Valley University and its Legal Studies director. She also practices in criminal defense, family law, defamation cases, and appellate work.

Jonathan Madsen, a partner at the IP boutique firm of Schmeiser, Olsen & Watts LLP, is currently serving in his first year of a two-year appointment as co-chair of the IP Practice in Europe Committee of the American Intellectual Property Law Association (AIPLA). As co-chair, Jonathan works to plan and organize CLE sessions for AIPLA members interested in IP practice in Europe, to coordinate joint meetings with European intellectual property law organizations, and to facilitate committee commentary with regard to amicus submissions on behalf of AIPLA in pertinent U.S. and European cases involving intellectual property issues.

Kim Pearson is at UCLA Law School on a law teaching fellowship with the Williams Institute, having just finished her first semester teaching the course Sexuality and the Law. Her fellowship ends in July 2010. She has three children.

Lance Starr is currently the president of Lance C. Starr LLC, in American Fork, Utah, a sole proprietorship specializing in immigration law and criminal defense. His practice focuses on the defense of immigrants in deportation and removal proceedings in front of the U.S. immigration court. He also specializes in representing aliens in front of the state and federal criminal courts and families with immigration issues.

CLASS OF 2005

Michelle Allred was recently elected as the president-elect of the Utah Young Lawyers Division of the Utah State Bar. She will assume the position of president at the Utah State Bar Summer Convention in Sun Valley in July 2009. She also currently serves as the American Bar Association district representative for the states of Nevada and Utah.

Eric Carlson transferred from the Washington, D.C., office of Congington & Burling LLP to help start the firm’s new office in Beijing, China. He will continue to work on international trade matters.

Matthew Fogt is at Allen Matkins in Orange County, California, doing real estate and land use law.

Russell W. Hall III (“BBQ Man”) has practiced law in Myrtle Beach, South Carolina, with Clemmons Law Firm LLC for the past 18 months. He still has an annual BBQ. Everyone is invited to come on April 25, 2009; please call 843-267-0906 for directions.

Seth Hobby left the law firm of Parsons Behle & Latimer to assume the role of associate general counsel at Dyno Nobel Inc., a Salt Lake City-based global commercial explosives corporation.

Kalani A. Morse, JD/MPA, is managing a growing caseload of clients as a management defense attorney at the labor and employment defense firm of Torkildson Katz in Honolulu, Hawai‘i. He lives in Kailua, Hawai‘i and likes to spend time with his wife, three small children, and surfboard.

Tyson B. Snow, along with his firm, Manning Curtis Bradshaw & Bednar LLC, has relocated offices to the U.S. Bank Building located at 170 South Main Street in Salt Lake City, Utah. Tyson invites you to stop by and check out the new digs.

Todd M. Sparks is the deputy staff judge advocate for the Information Directorate, Air Force Research Lab, Rome, New York. Captain Sparks oversees labor law, environmental law, and other civil law matters in addition to his military specific duties. He was previously assigned to McGuire Air Force Base, where he served as the chief of civil law and claims and as a special assistant U.S. attorney, District of New Jersey.

CLASS OF 2006

Kristin Evans Bunnell and her husband, David Bunnell, are living in Kansas City, Missouri. She recently finished her Eighth Circuit Court of Appeals clerkship with the Hon. Duane Benton, worked for Sprint Nextel in their Commercial Real Estate Department, and will begin working for the Office of General Counsel of the Social Security Administration in Kansas City, Missouri.

Nathan Catchpole and his family have moved to Wilmington, Delaware, where he is serving a one-year term as a law clerk for the Hon. Sue L. Robinson, United States district judge for the District of Delaware, after two years as a trial attorney at the United States Department of Housing and Urban Development in Washington, D.C. Nathan’s clerkship ends in August 2009.

Jacob Reynolds finished his clerkship with Chief Roger L. Hunt in the U.S. District Court, Las Vegas. He has now joined the firm Hutchison & Steffen in Las Vegas, a firm focusing mostly on litigation matters. Currently the firm is trying to protect the largest jury award in the nation for 2008. He and Tammy Richards were married in October 2008.

CLASS OF 2008

Jordan Baggs passed the New York Bar exam and after spending two months travelling in China and southern Africa, started work at Lovells LLP in New York City. He works primarily with the Financial Institutions Group, spending time on reinsurance deals, capital markets deals, banking and finance deals, M&A, and general corporate work. He is actively involved with pro bono matters that deal with violations of international human rights.

Gil Bradshaw and wife, **Marin Bradshaw**, ‘06, have moved to New York City, where Gil started at the law firm of Chadbourne and Parke LLP. He practices in the Corporate Bankruptcy and Restructuring Department and has been busy assisting in the representation of secured creditors in the Lehman Brothers Chapter 11 bankruptcy filing, in the representation of the creditors committee for Tribune Company, and in the ASARCO LLC copper mine reorganization.

J. Spencer Clark has joined the law firm of Roetzel & Andress as an associate in the Naples, Florida, location.

Rob Crockett enjoys his work as an associate at Fabian & Clendenin in Salt Lake City in the areas of energy law, commercial litigation, and real estate litigation.

Randall L. Jeffs is practicing at Jeffs & Jeffs, in Provo, Utah, handling general litigation with a focus on land use disputes. He is loving every minute of it!

Rachel Murdock is in a Presidential Management Fellowship with the federal government in Washington, D.C. The fellowship is two years and involves a number of rotations with various agencies within the government. She is currently working with the General Services Administration, Office of Government-wide Policy.

Jacob Ong has been hired by Brinks Hofer Gilson & Lion, one of the largest intellectual property law firms in the United States. He’ll be working in the Salt Lake City office.

Stellar to Stalker in Five Minutes

(RUMINATIONS ON THE SHORT HALF-LIFE OF PERCEIVED AUTHORITY)

by John L. Rozier

JD, BYU, '82, founding partner of Nelson & Rozier
(a two-attorney firm founded three months ago)

A LAW DEGREE BRINGS A MODICUM OF AUTHORITY SOME WOULD CALL POWER. Influence or clout may be better terms, though, perhaps only in our own small circles or in our own small minds. Anytime I press a point too far at the dinner table, I'm sure to hear the refrain "All right, counselor"—and not with a lifting uplift in my wife's voice nor with the joy of saying, "Alright, outta sight," as in "I can really grove what you're saying." No, she who must be obeyed (Suzanne Hawkins Rozier, BYU class of '82, with my apologies to Rumpole at the Bailey) is knocking me down to my proper notch.

The biggest joys in my practice have come from fees discounted, free advice dispensed, and profits shared with partners. The temptation, however, has been to set financial goals, stretch to meet them, and, along the way, to charge what started as a fair fee and blossomed into a rout. My father, who still invests carefully and spends infrequently, upon hearing of my latest conquest, wisely stated: "It's never enough, is it?" And certainly it never is. The scorecard must be maintained, or so we tell ourselves.

Along the way, some rough balance ensues. Bills get paid, and clients appreciate getting charged perhaps a little less than from those other guys. Undercharged clients still grouse, overcharged clients effuse with praise, and nonpayers line up at the door. The other day at the gym, a fellow bar member was a bit melancholy as he related a recent courtroom loss and the financial blow it struck to his small shop. "I used to think we charge too much," he said, "but now I'm not so sure." And so it goes. In a better world the losing case would go unpursued and everyone would be charged less. Until I find that better world, my clients will probably continue to include both winners and losers.

Most things in life do seem to even out. I recently finished one of those five-year Church assignments where the honor bestowed outshines the worth of any one man. I could walk down any hallway and be greeted by flocks of Primary children calling out my title. I could tussle the hair of each young man and call each young girl by her first name, and their proud parents would beam over the acknowledgement of their offspring. Then, not unexpectedly, but with the numbing quickness of a congregational vote of thanks, my role and my place shrank to its proper slot in the rank and file of all others, and with a sigh of relief, I rested.

When I next walked the halls, I was mortal once again, ordinary and regular. Tempted to call out to little Sally or Sam, I held back, wondering how it would look coming from a 52-year-old man without my wife close by my side. Now if I teach a Primary class, the door is left ajar, and women leaders poke their heads in at regular intervals. Stellar to stalker in five minutes. And so it goes.

Or perhaps I never was so stellar, just trying to be obedient and useful. I certainly don't see myself as a stalker. The truth lies somewhere between. Perhaps when I die or retire and gain my release as a lawyer, I will learn that that too was fleeting and overinflated and was notable mostly for its usefulness to others and not for its attendant honors and rewards. At least, that is the lesson I hope I have learned.

The *Clark Memorandum* welcomes the submission of short essays and anecdotes from its readers. Send your short article (750 words or less) for "Life in the Law" to wisej@lawgate.byu.edu.